

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF INDIANA  
INDIANAPOLIS DIVISION

ROBERT HILT,	)	
	)	
Plaintiff,	)	
	)	
v.	)	No. 1:20-cv-02826-JPH-MJD
	)	
R. FALCONE AUTOMOTIVE INC.,	)	
	)	
Defendant.	)	


**ORDER OF DISMISSAL**

On March 9, 2021, Defendant filed a "Suggestion of Death," providing notice of Plaintiff's death, dkt. 25, which Plaintiff's counsel later confirmed, see dkt. 27. If a party to a civil action dies, the action "must be dismissed" if no motion for substitution has been "made within 90 days after service of a statement noting the death." Fed. R. Civ. P. 25(a)(1). Because that period has expired and no motion for substitution has been filed, this action is

**DISMISSED without prejudice.** See *Sydow v. Weyerhaeuser Co.*, No. 14-CV-219-WMC, 2015 WL 6962698, at \*1 n.2 (W.D. Wis. Nov. 10, 2015). Final judgment shall issue by separate entry.

**SO ORDERED.**

Date: 6/21/2021

  
James Patrick Hanlon  
United States District Judge  
Southern District of Indiana

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